

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

P.S. – O/o. the DGE., A.P., Hyd - Sri G.Jagadeeshwar, Superintendent (Retd.) O/o. the DGE., Hyderabad – Allegations of irregularities in Stores and stationery items - Departmental Proceedings under Rule 20 of APCS (CC&A) Rules, 1991 initiated – Article of Charges issued – W.S.D. submitted - Charged official retired from service – Enquiry report communicated - Show cause notice issued – Explanation submitted – Imposing a penalty of 10% cut in the admissible pension for one year, under Rule 9 of A.P.R.P. Rules, 1980 – Orders - Issued.

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EDUCATION [SE-Vig.I(2)] DEPARTMENT

G.O.Rt.No. 339

Dated: 04.7.2012

Read the following:-

- 1) Procds. of the DGE., Hyd., Rc.No.34/A1-4/1997, dated 02.4.2004.
- 2) Defense statement of Sri G.Jagadeeshwar, dated 21.04.2004.
- 3) Report of Enquiry Officer, dated 17.7.2004.
- 4) From the DGE., AP., Hyd., Rc.No.34/A1-4/97, dated 13.12.2005.
- 5) Govt. Memo.No.10486/2004-8, dated 20.9.2006.
- 6) Procds. of the DGE., Hyd., Rc.No.34/A1-4/1997, dated 16.10.2006.
- 7) From the DGE., Hyd., Rc.No.34/A1-4/97, dated 31.01.2009.
- 8) Govt. Memo.No.10486/Vig.I(2)/2004-18, dated 19.3.2009.
- 9) Procds. of the DGE., Hyd., Rc.No.34/A1-4/1997, dated 19.5.2009.
- 10) Procds. of the DGE., Hyd., Rc.No.34/A1-4/1997, dated 24.7.2009.
- 11) Procds. of the DGE., Hyd., Rc.No.34/A1-4/1997, dated 31.7.2009.
- 12) Procds. of the DGE., Hyd., Rc.No.34/A1-4/1997, dated 22.01.2011.
- 13) From the DGE., Hyd., Rc.No.34/A1-4/1997, dated 28.01.2011.
- 14) From the DGE., Hyd., Rc.No.34/A1-4/1997, dated 30.4.2011.
- 15) Govt. Memo.No.10486/SE-Vig.I(2)/2004-31, dated 08.02.2012.
- 16) Explanation of Sri G.Jagadeeswar, Superintendent (Retd.), dt.23.02.2012.
- 17) From the DGE., Hyd., Rc.No.34/A1-2/1997, dated 10.4.2012.
- 18) Govt. Letter No.10486/SE-Vig.I(2)/2004-34, dated 15.5.2012.
- 19) From the Secretary, A.P.P.S.C., Hyderabad, Letter No.1136/RT/1/2012, dt.13.6.2012.

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ORDER:

Whereas, the Director of Government Examinations, A.P., Hyderabad in his Proceedings 1<sup>st</sup> read above have initiated disciplinary proceedings against Sri G.Jagadeeshwar, and framed Article of Charges, under Rule 20 of APCS (CCA) Rules, 1991, that while he was working as Senior Assistant, O/o. the DGE., Hyderabad, failed to maintain of Stock Register properly and failing to accounting for large number of stocks of different items of stationery causing huge pecuniary loss to Government. Sri Y.Pavan Kumar, the then A.C.G.E., who was appointed as Enquiry Officer in the matter, has submitted his report, in the reference 3<sup>rd</sup> read above and the same was communicated to the Accused Officer. The Accused Officer has submitted his defence on the findings of the Enquiry Officer.

2. And whereas, the issue referred by the Director of Government Examinations, A.P. Hyderabad in the reference 4<sup>th</sup> read above was examined by the Government and decided to inflict with major penalty of reduction to lower post of Junior Assistant against Sri G.Jagadeeshwar, the then Senior Assistant, besides the recovery of half of the loss of amount caused to Government, i.e., Rs.5,25,000/- from him, who was equally responsible along with Sri Mir Khader Ali Nasri, Superintendent (Retd.), O/o. the DGE., A.P., Hyderabad, in the issue. Accordingly, instructions were issued vide Memo., 5<sup>th</sup> read above, to the DGE., A.P., Hyderabad, to inflict the said penalty against the Accused Officer, duly following the procedure. The Director of Government Examinations, Hyderabad, in his Proceedings 6<sup>th</sup> read above, inflicted the Major penalty of reduction to lower post of Junior Assistant against Sri G.Jagadeeshwar, the then Senior Assistant / Superintendent, O/o. the DGE., Hyderabad, besides recovery of half of the loss of the amount of Rs.5,25,000/- from him.

p.t.o.

3. And whereas, upon filing O.A. No.6483/2006, by the Accused Official, challenging the above orders issued by the disciplinary authority, the Hon'ble A.P.A.T., Hyderabad in their interim orders, dated 19.10.2006 have directed to maintain status quo as on the day in respect of the applicant and accordingly, the Director of Government Examinations, A.P., Hyderabad could not started the recovery of Rs.5,25,000/- from him. The Hon'ble A.P.A.T., Hyderabad in its orders, dated 09.01.2009 has set aside the Proceedings of the disciplinary authority, and suggested the Director of Government Examinations, A.P., Hyderabad to continue the proceedings from the stage of submission of reply of the applicant to the questionnaire on 20.6.2004 by directing the enquiring authority to continue the procedure from the stage and conducted enquiry independently. The Director of Government Examinations, A.P., Hyderabad in her letter in the reference 7<sup>th</sup> read above, has therefore requested the orders of the Government keeping in view of the orders of the Hon'ble Tribunal in O.A.No.6483/2006, dated 09.01.2009.

4. In the Government Memo 8<sup>th</sup> read above, the D.G.E., Hyderabad, has been informed that “*Since the A.P.A.T., in O.A. No.6483/2006, dated 09.01.2009 set aside the penalty imposed on the delinquent vide proceedings dated 16.10.2006 on the ground that regular enquiry was not conducted, there is no objection to conduct further enquiry into the matter by following procedure laid down in rule 20 of A.P.C.S. (CCA) Rules, 1991. There is also no objection to reappoint him to the post of Superintendent subject to the result of disciplinary enquiry pending against him*” and therefore requested the DGE., Hyderabad to take necessary action accordingly.

5. Accordingly, as the earlier enquiry officer, Sri Y.Pavan Kumar, DCGE., was retired from Government service, the D.G.E., Hyderabad in her Proceedings 9<sup>th</sup> read above, has appointed Sri K.Suryanarayana, ACGE., O/o. the DGE., Hyderabad has as Enquiry Officer to conduct enquiry and submit his report. Further, the D.G.E., Hyderabad in her Proceedings 10<sup>th</sup> read above, has reappointed Sri G.Jagadeeshwar to the post of Superintendent pending enquiry and finalization of disciplinary action against him.

6. The Director of Govt. Examinations, Hyderabad in Proceedings 11<sup>th</sup> read above has permitted Sri G.Jagadeeshwar, Superintendent, to retire from Government service on 31.7.2009, pending enquiry and finalization of disciplinary action against him.

7. The Director of Government Examinations, Hyderabad in her Proceedings 12<sup>th</sup> read above has communicated the Enquiry report of Sri K.Suryanarayana, ACGE and Enquiry Officer, dated 21.01.2011 to Sri G.Jagadeeshwar, Superintendent (Retd.), with a direction to explain on the findings of the Enquiry Officer.

8. The Director of Govt. Examinations, Hyderabad, in their letter 13<sup>th</sup> read above, while furnishing the defence statement of Sri G.Jagadeeshwar, Superintendent (Retd.), in their letter 14<sup>th</sup> read above, has furnished provisional view to the Government, with a request to issue final orders in the matter, since the incumbent was retired from service.

9. Government after careful consideration of the entire matter in detail have observed that the Accused Officer, i.e., Sri G.Jagadeeshwar, Superintendent (Retd.), O/o. the DGE., Hyderabad is responsible for improper maintenance of records in the matter, and deserves punishment; and accordingly decided provisionally, to impose a penalty of 10% cut in the admissible pension for a period of one year against Sri G.Jagadeeshwar, Superintendent (Retd.), O/o., the DGE., Hyderabad, under Rule 9 of A.P. Revised Pension Rules, 1980. Accordingly, a Show Cause Notice has been issued in the reference 15<sup>th</sup> read above, directing Sri G.Jagadeeshwar, Superintendent (Retd.), O/o. the DGE., Hyderabad to explain why the Government should not impose the penalty of 10% cut in the admissible pension for a period of one year against him in the matter. Sri G.Jagadeeshwar, Superintendent (Retd.), O/o., the DGE., Hyderabad, has submitted his explanation, in the reference 16<sup>th</sup> read above.

10. Government have examined the explanation of Sri G.Jagadeeshwar, Superintendent (Retd.) with the report of the D.G.E., A.P., Hyderabad received in the references 17<sup>th</sup> read above. As the explanation has not convinced, Government have finally decided to impose the penalty of 10% cut in his admissible pension for a period of one year against Sri G.Jagadeeshwar, Superintendent (Retd.), O/o., the DGE., Hyderabad.

11. Accordingly, Government hereby impose a penalty of 10% cut in his admissible pension for a period of one year against Sri G.Jagadeeshwar, Superintendent (Retd.), O/o., the DGE., Hyderabad, under Rule 9 of A.P. Revised Pension Rules, 1980, on the charges held proved in the enquiry.

12. The Director of Government Examinations, A.P., Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI  
PRL. SECRETARY TO GOVERNMENT (SE)

To

Sri G.Jagadeeshwar, Superintendent (Retd.), O/o., the DGE., Hyderabad **through**  
the Director of Government Examinations, A.P., Hyderabad.

The Director of Government Examinations, A.P., Hyderabad.

Copy to the Secretary to A.P.V.C., for information.

Copy to the Secretary, A.P. Public Service Commission, Hyderabad for information.

Copy to file.

//forwarded by order//

SECTION OFFICER